



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/666,816	09/18/2003	Susann Marie Keohane	AUS920030442US1	8940
77351	7590	11/10/2009		
IBM CORP. (AUS) C/O MUNSCH HARDT KOPF & HARR, P.C. 3800 LINCOLN PLAZA 500 N. AKARD STREET DALLAS, TX 75201-6659			EXAMINER DAILEY, THOMAS J	
			ART UNIT 2452	PAPER NUMBER
			MAIL DATE 11/10/2009	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Examiner-Initiated Interview Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/666,816	KEOHANE ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Thomas J. Dailey	2452	

  

**All Participants:**

(1) Thomas J. Dailey.

(2) James Baudino.

**Date of Interview:** 28 October 2009

**Type of Interview:**

☒ Telephonic  
☐ Video Conference  
☐ Personal (Copy given to: ☐ Applicant    ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes    ☒ No  
 If Yes, provide a brief description: .

**Part I.**

Rejection(s) discussed:  
See Continuation Sheet

Claims discussed:  
1 and 3-10

Prior art documents discussed:  
N/A

**Part II.**

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:  
See Continuation Sheet

**Part III.**

☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.

☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

**Status of Application:** Appeal Brief Filed

(3) \_\_\_\_\_

(4) \_\_\_\_\_

**Time:** 3:45 PM EST

/Kenny S Lin/  
 Primary Examiner, Art Unit 2452

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of rejections discussed: Claim 7 rejected under 35 U.S.C. 103(a) as being unpatentable by Brogne et al (EP Pub. No. 1,087,321 ), hereafter "Brogne," in view of Milewski et al (US Pat. 5,930,471 ), hereafter "Milewski."

Claim 1 rejected under 35 U.S.C. 103(a) as being unpatentable by Brogne et al (EP Pub. No. 1,087,321 ), hereafter "Brogne," in view of Nielsen (US Pat. 5,870,548) and in further view Milewski et al (US Pat. 5,930,471), hereafter "Milewski,".

Continuation of Substance of Interview including description of the general nature of what was discussed:

Examiner telephoned appellant in regards to the conclusion reached during the appeal conference with Kenny Lin and Bunjob Jareonchonwanit. Specifically, it was concluded that the rejections of claims 1 and 3-6 were valid and may proceed to the board of appeals and the rejections of claims 7-10 should be withdrawn.

The appellant indicated their desire to proceed to the board with regards to claims 1 and 3-6 and therefore an Examiner's answer to the Appeal Brief will be forthcoming.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thomas J. Dailey whose telephone number is 571-270-1246. The examiner can normally be reached on Monday thru Friday; 9:00am - 5:00pm.

/T. J. D./

Examiner, Art Unit 2452 .